

House File 549

H-1364

1 Amend House File 549 as follows:

2 1. Page 3, after line 17 by inserting:

3 <Sec. _____. Section 364.3, subsection 2, Code 2011,
4 is amended to read as follows:

5 2. For a violation of an ordinance a city shall
6 not provide a penalty in excess of the maximum fine
7 and term of imprisonment for a simple misdemeanor
8 under section 903.1, subsection 1, paragraph "a". ~~An~~
9 Except as otherwise provided in this subsection, an
10 amount equal to ten percent of all fines collected by
11 cities shall be deposited in the account established in
12 section 602.8108. However, one

13 a. One hundred percent of all fines collected by a
14 city pursuant to section 321.236, subsection 1, shall
15 be retained by the city.

16 b. One hundred percent of the fines collected from
17 the use of an automated traffic enforcement system
18 shall be deposited in the city's automated traffic
19 enforcement program account established pursuant to
20 section 384.3B.

21 c. The criminal penalty surcharge required by
22 section 911.1 shall be added to a city fine and is not
23 a part of the city's penalty.

24 Sec. _____. NEW SECTION. 384.3B Automated traffic
25 enforcement program account.

26 1. A city that uses an automated traffic
27 enforcement system shall establish an automated traffic
28 enforcement program account within the city's general
29 fund. Interest earned on revenues deposited in the
30 account pursuant to section 364.3, subsection 2, shall
31 remain in the account and be used for the purposes
32 specified in this section. Moneys in the account are
33 not subject to transfer to any other accounts in the
34 city's general fund or to any other funds established
35 by a city unless such transfer is for a purpose
36 specified in this section.

37 2. Moneys in the account shall be used first to pay
38 the costs of operating the city's automated traffic
39 enforcement program.

40 3. Moneys in the account in excess of the amount
41 necessary for the purpose specified in subsection 2
42 shall be deposited in the city's street construction
43 fund.>

44 2. By renumbering as necessary.

WINDSCHITL of Harrison